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COMMISSION

BEFORE THE FEDERAL ELECTION COMMISSION

2011 FEB -7 AM 9: 26

In the Matter of)

CELA

American Association of Physician)
Specialists, Inc.; American Association) MUR 6326
of Physician Specialists, Inc. PAC and)
Stephen Montes, in his official capacity)
as treasurer; William J. Carbone)

CERTIFICATION

I, Shawn Woodhead Werth, recording secretary of the Federal Election Commission
executive session, do hereby certify that on February 01, 2011, the Commission took the
following actions in the above-captioned matter:

1. Failed on a vote of 1-5 to:

- a. Find reason to believe that American Association of Physician Specialists, Inc., American Association of Physician Specialists, Inc. PAC and Stephen Montes, in his official capacity as treasurer, and William J. Carbone violated 2 U.S.C. § 441b(a).
- b. Find reason to believe that American Association of Physician Specialists, Inc. PAC and Stephen Montes, in his official capacity as treasurer, violated 2 U.S.C. § 434(b).
- c. Approve the Factual and Legal Analysis as recommended in the First General Counsel's Report dated December 13, 2010.

d.

e.

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Commissioner Walther voted affirmatively for the motion. Commissioners Bauerly, Hunter, McGahn II, Petersen, and Weintraub dissented.

2. Decided by a vote of 6-0 to:

- a. Find reason to believe that American Association of Physician Specialists, Inc., American Association of Physician Specialists, Inc. PAC and Stephen Montes, in his official capacity as treasurer, and William J. Carbone violated 2 U.S.C. § 441b(a).
- b. Find reason to believe that American Association of Physician Specialists, Inc. PAC and Stephen Montes, in his official capacity as treasurer, violated 2 U.S.C. § 434(b).
- c. Approve the Factual and Legal Analysis as recommended in the First General Counsel's Report dated December 13, 2010 subject to previously circulated edits.
- d.
- e.
- f. Approve the appropriate letters.

Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

February 4, 2011
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission

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